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June 4, 2004

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: U.S. Patent Application No. 10/805,174 filed 03/19/04  
Applicant: Beesley, Brian  
Title: **TWISTED STIR-STICK FOR FOOD MIXER**  
Group Art Unit:  
Attorney Docket No. 23221

Sir/Madam:

Transmitted herewith for filing and pursuant to 37 C.F.R. §§ 1.56 and 1.97 is an Information Disclosure Statement.

Enclosed also are the following designated documents, as required under 37 C.F.R. §§ 1.97 and 1.98:

- ☒ Form PTO-1449 list of 51 references submitted for consideration.
- ☐ Legible copies of the listed references or their relevant portions.
- ☐ Legible copies of the listed non-patent documents and foreign documents or their relevant portions are included.
- ☒ Copies of U.S. patents and/or publications are not included pursuant to the Official Gazette Notice, dated Aug. 5, 2003, waiving the requirement of 37 C.F.R. 1.98(a)(2)(i).

- ☐ All English translations of each non-English reference, if any, within the possession, custody, control or availability of anyone designated in 37 C.F.R. § 1.56(c) (see 37 C.F.R. § 1.98(c)).

The following are included within the Information Disclosure Statement if applicable and as required under 37 C.F.R. § 1.98:

- ☐ Concise explanation of relevance of each reference not in English and unaccompanied by an English translation.
- ☐ Statement that certain listed references not enclosed are substantially cumulative of an enclosed reference.
- ☐ Statement that certain listed references not enclosed were previously cited by or submitted to the Office in prior application no. \_\_\_\_\_, filed on \_\_\_\_\_, which is relied upon for an earlier filing date under 35 U.S.C. § 120.

In order to secure consideration of the items designated above, one or more of the following, if required, is also enclosed:

- ☐ Statement under 37 C.F.R. § 1.97(e)(1) or (2).
- ☐ Check No. \_\_\_\_\_, which includes the amount of \$0.00 (amount in § 1.17(p)) constituting the submission fee set forth in 37 C.F.R. § 1.17(p).

In the event that 37 C.F.R. § 1.97(c) applies and the Examiner is not satisfied that the Statement meets the requirements of 37 C.F.R. § 1.97(e), or in any other event remediable by a fee, please credit any over payment or charge any additional fees to Deposit Account No. 20-0100 of the undersigned.

Respectfully submitted,



Garron M. Hobson  
Attorney for Applicant  
Registration No. 41,073

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GMH/skp



IN THE UNITED STATES PATENT & TRADEMARKS OFFICE

ART UNIT:

EXAMINER:

APPLICANT: Beesley, Brian

SERIAL NO.: 10/805,174

FILED: 3/19/2004

CONFRM. NO.:

FOR: TWISTED STIR-STICK FOR FOOD  
MIXER

**CERTIFICATE OF MAILING**  
**UNDER 37 C.F.R. § 1.8**

DATE OF DEPOSIT: June 4, 2004

I hereby certify that this paper or fee (along with any paper or fee referred to as being attached or enclosed) is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated above and is addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Garron M. Hobson

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir/Madam:

Please find, pursuant to 37 C.F.R. § 1.98(a)(1), the enclosed Form PTO-1449 which contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). Applicant respectfully submits that this Information Disclosure Statement is filed pursuant to:

☒ 37 C.F.R. § 1.97 (b)(1) or (3), within three months of the filing date of the application, or before a first office action on the merits, whichever occurs last;

☐ 37 C.F.R. § 1.97 (c), after a first office action on the merits, but before a Final Office Action or a Notice of Allowance, whichever occurs first, and is accompanied by either 1) a statement in accordance with 37 C.F.R. § 1.97(e), or 2) the fee set forth in § 1.17(p); or

☐ 37 C.F.R. § 1.97 (d), after a Final Office Action or Notice of Allowance, whichever occurs first, but on or before payment of the issue fee, and is accompanied by both 1) a statement in accordance with 37 C.F.R. § 1.97(e), and 2) the fee set forth in § 1.17(p).

While no representation is made that any of these references may be "prior art" within the meaning of that term in accordance with 35 U.S.C. §§ 102 or 103, the enclosed list of references is disclosed so as to comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

Moreover, while no representation is made that a specific search of office files or patent office records has been conducted or that no better art exists, the undersigned attorney of record believes that

the references listed, together with any other references which may have been previously submitted or listed, are the closest to the claimed invention (taken in its entirety) of which the undersigned is presently aware, and no art which is closer to the claimed invention (taken in its entirety) has been knowingly withheld.

☐ In accordance with 37 C.F.R. §§ 1.97 and 1.98, a copy of each listed reference (or relevant portion thereof) which was not previously submitted to, or cited by, the Patent Office is also enclosed.

☒ Legible copies of the listed non-patent literature and foreign documents or their relevant portions. Copies of U.S. patents and/or publications are NOT included pursuant to the Official Gazette Notice, dated Aug. 5, 2003, waiving the requirement of 37 C.F.R. 1.98(a)(2)(i).

☐ The references listed in the accompanying Form PTO-1449 are NOT enclosed because, under 37 C.F.R. § 1.98(d), they were previously cited by or submitted to the Office in application number \_\_\_\_\_, which is relied upon for an earlier filing date under 35 U.S.C. § 120.

For all listed references that are not either in the English language, or accompanied by a translation into English, a concise explanation of relevance as required under 37 C.F.R. § 1.98(a)(3) is enclosed attached to each.

The Commissioner is hereby authorized to charge any additional fees associated with this communication or to credit any overpayment to Deposit Account No. 20-0100.

Dated this Y day of June 2004

Respectfully submitted,



Garron M. Hobson  
Attorney for Applicant  
Registration No. 41,073

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GMH/skp  
Enclosure

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO.  
23221

SERIAL NO.  
10,805,174

APPLICANT Beesley, Brian

FILING DATE  
03/19/04

GROUP  
\_\_\_\_\_

LIST OF PRIOR ART CITED BY APPLICANT

U.S. PATENT DOCUMENTS

EXAMINER INITIALS		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	A1	373,113	Nov 15, 1887	Wagner			
	A2	374,706	Dec 13, 1887	Rosenkranz			
	A3	1,412,536	Apr 11, 1922	Mayer			
	A4	1,874,079	Aug. 1932	Black			
	A5	2,066,997	Jan. 5, 1937	Mueller			
	A6	2,070,545	Feb. 1937	Gilbert			
	A7	2,315,018	Mar. 1943	Lawrence			
	A8	2,311,379	May 6, 1940	M. D. Gillanders			
	A9	2,559,196	Jul. 3, 1951	Medved			
	A10	2,785,547	Mar 19, 1957	Barros			
	A11	2,851,258	Sept 9, 1958	Siehers			
	A12	2,945,634	Jul. 1960	Beck et al.			
	A13	3,088,345	May 7, 1963	Campbell			
	A14	3,107,711	Oct. 22, 1963	Azmus			
	A15	3,315,947	Apr 25, 1967	Nauta			
	A16	3,346,029	Oct. 10, 1967	Harris			
	A17	3,417,972	Dec 24, 1968	Vincent			
	A18	3,427,636	Feb 11, 1969	Seifert			
	A19	3,765,275	Oct. 16, 1973	Johnson			
	A20	3,780,393	Dec 25, 1973	Gaetke			
	A21	3,895,548	Jul 22, 1975	Sauve			
	A22	3,920,224	Nov. 1975	Fassauer			
	A23	4,030,707	Jun 1977	Moreton			
	A24	4,137,578	Feb 6, 1979	Felici			
	A25	4,201,487	May 1980	Backhaus			
	A26	4,250,771	Feb 17, 1981	Berler			
	A27	4,268,080	May 19, 1981	Lindley			
	A28	4,337,000	Jun 29, 1982	Lehmann			
	A29	D269,471	Jun 21, 1983	Auerbach			
	A30	4,395,792	Aug 2, 1983	Cosner			

PTO-1449	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. 23221	SERIAL NO. 10/805,174
		APPLICANT Beesley, Brian	
		FILING DATE 03/19/04	GROUP

## LIST OF PRIOR ART CITED BY APPLICANT

EXAMINER INITIALS		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	A31	4,397,427	Aug 9, 1983	Howard			
	A32	4,488,664	Dec 18, 1984	Cleland			
	A33	4,513,688	Apr 1985	Fassauer			
	A34	4,537,332	Aug 27, 1985	Brown et al.			
	A35	4,561,782	Dec 31, 1985	Jacobsen et al.			
	A36	5,302,021	Apr 12, 1994	Jennett et al.			
	A37	5,323,691	Jun 28, 1994	Reese et al.			
	A38	5,356,215	Oct 18, 1994	Inoue et al.			
	A39	D363,634	Oct 31, 1995	Cohn			
	A40	5,479,851	Jan 2, 1996	McClean et al.			
	A41	5,518,312	May 21, 1996	Inoue et al.			
	A42	5,636,923	Jun 10, 1997	Nejat-Bina			
	A43	5,662,032	Sept. 1997	Barretta			
	A44	5,758,963	Jun 2, 1998	Xie et al.			
	A45	5,823,667	Oct 20, 1998	Fukushima et al.			
	A46	2001/0006486	Jul 2001	Ofverberg			
	A47	2002/0027175	Mar 7, 2002	Capp			
	A48	6,523,994	Feb 25, 2003	Lawson			
	A49	6,527,433	Mar 4, 2003	Daniels			
	A50	2003/0099154	May 2003	Daniels			
	A51	6,652,137	Nov 25, 2003	Bosch et al.			

## FOREIGN PATENT DOCUMENTS

EXAMINER INITIALS		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
	A52						

## OTHER PRIOR ART (Including Author, Title, Pertinent Pages, Etc.)

	A53		
EXAMINER		DATE CONSIDERED	
<p><b>*EXAMINER:</b> Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication with applicant.</p>			